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# TRANSMITTAL FORM

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Submission Type: Utility Patent  
Filing

Attorney Docket  
Number:

TOP01 P-  
100



## SWIM STROKE TRAINER

First Named Inventor: Thomas G. Topolski

### SUBMITTED BY

Name:	Frederick S. Burkhart
Registration Number:	29, 288
Electronic Signature Mark:	Date Signed: 20020711
FSBKABALBEQB	

*I certify that the use of this system is for OFFICIAL correspondence between patent applicants or their representatives and the USPTO. Fraudulent or other use besides the filing of official correspondence by authorized parties is strictly prohibited, and subject to a fine and/or imprisonment under applicable law.*

*I, the undersigned, certify that I have viewed a display of document(s) being electronically submitted to the United States Patent and Trademark Office, using either the USPTO provided style sheet or software, and that this is the document(s) I intend for initiation or further prosecution of a patent application noted in the submission. This document(s) will become part of the official electronic record at the USPTO.*

### Attached Files:

declaration	declar.tif
small-entity	ver-stmt.tif
specification	xml-pat-app.xml
bibd-transmittal	TOP1P100apds.xml
fee-transmittal	TOP1P100fee.xml

**Attached Image File(s):**

declar.tif

ver-stmt.tif

**Comments:**

DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor, if only one name is listed below, or an original, first and joint inventor, if plural names are listed below, of the subject matter which is claimed and for which a patent is sought on the invention entitled SWIM STROKE TRAINER, the specification of which is attached hereto.

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office (the Office), all information which is known by me to be material to patentability as defined in Title 37, Code of Federal Regulations (C.F.R.), Section 1.56.

**POWER OF ATTORNEY**

I hereby appoint the patent law firm of Van Dyke, Gardner, Linn & Burkhart, LLP, P.O. Box 888695, Grand Rapids, Michigan 49588-8695, telephone number 616/975-5500, facsimile number 616/975-5505, and the individual patent attorneys and patent agents at such patent law firm, namely, Daniel Van Dyke, Reg. No. 25 046; Donald S. Gardner, Reg. No. 25 975; Terence J. Linn, Reg. No. 30 283; Frederick S. Burkhart, Reg. No. 29 288; Catherine S. Collins, Reg. No. 37 599; Matthew L. Goska, Reg. No. 42 594; and Timothy A. Flory, Reg. No. 42 540, my attorney(s) or agent(s) with full power of substitution and revocation, to prosecute this application and to transact all business in and to receive all correspondence from the Patent and Trademark Office connected therewith.

All statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true, and further, these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of this application or any patent issued thereon.

Sole or First joint inventor:

Thomas G. Topolski      10/7/2002  
Thomas G. Topolski      Date

Citizenship: United States of America

Residence: 5358 Discovery, S.E.

Kentwood, MI 49508

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Applicant or Patentee: THOMAS G. TOPOLSKI  
For: SWIM STROKE TRAINER

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 C.F.R. § 1.9[f] and 1.27[b]) - INDEPENDENT INVENTOR

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined under 37 C.F.R. § 1.9(c) for purposes of paying reduced fees under Sections 41(a) and (b) of Title 35, United State Code, to the Patent and Trademark Office with regard to the invention entitled SWIM STROKE TRAINER described in:

- ( x ) the specification filed herewith.  
( ) application serial no. \_\_\_\_\_, filed \_\_\_\_\_.  
( ) patent no. \_\_\_\_\_, issued \_\_\_\_\_.

I have not assigned, granted, conveyed, or licensed and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. § 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. § 1.9(d) or a non-profit organization under 37 C.F.R. § 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ( x ) no such person, concern, or organization.  
( ) persons, concerns, or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 C.F.R. § 1.27).

FULL NAME     N/A    

ADDRESS \_\_\_\_\_

( ) INDIVIDUAL      ( ) SMALL BUSINESS CONCERN      ( ) NON-PROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 C.F.R. § 1.28[b]).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

THOMAS G. TOPOLSKI

Thomas G. Topolski  
Signature

7/10/2002  
Date

# FEE TRANSMITTAL

Electronic Version 1.1.0

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*Patent fees are subject to annual revisions on or about October 1st of each year.*

Small Entity

Independent Inventor

**TOTAL FEES AUTHORIZED: \$ 520**

The commissioner is hereby authorized to charge indicated processing and/or publication fees and credit any overpayments to:

Deposit Account Number: 22-0190



Deposit Account Name: Van Dyke, Gardner, Linn & Burkhart, LLP

Charge Any Additional Fee Required Under 37 C.F.R. Sections 1.16 and 1.17.

## SUBMITTED BY

Authorized Name: Frederick S. Burkhart

Electronic Signature Mark: FSBKABALBEQB

Date Signed: 20020711

## BASIC FILING FEE

Fee Description	Fee Code	Fee Paid
Utility Filing Fee	201	\$ 370

Subtotal For Basic Filing Fee: \$ 370

## EXTRA CLAIM FEES

	Fee Code	Fee	Extra Claims	Fee Paid
Total Claims: 32	203	\$ 9	12	\$ 108
Independent Claims: 4	202	\$ 42	1	\$ 42

Subtotal For Extra Claims Fees: \$ 150